



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20543

RQ-3

January 16, 2003

C. Dale Stuart, Jr., Treasurer  
Hutchinson for Senate  
P.O. Box 998  
Rogers, AR 72757

Identification Number: C00319822

Reference: October Quarterly Report (7/1/02-9/30/02)

Dear Mr. Stuart:

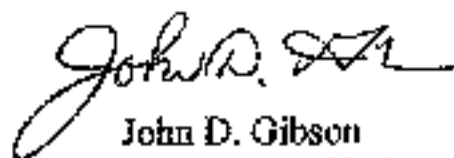
This letter is to inform you that as of January 15, 2003 the Commission has not received your response to our request for additional information, dated December 26, 2002. This notice requests information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to this request (copy enclosed).

Due to recent events, the United States Postal Service is experiencing delays in the processing and delivery of mail for the Washington D.C. area. Please contact the Senate Public Records Office at (202) 224-0322 on how and where to file an amendment. You can verify the receipt of any documents submitted by your committee on the FEC website at [www.FEC.gov](http://www.FEC.gov).

The Commission acknowledges that your Amended July Quarterly Report dated December 4, 2002 corrected the problem related to the Column B discrepancies for Line(s) 11(c); however, you still need to address the remaining issues in the letter referenced above. An adequate response must be received at the Commission by February 5, 2003. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you have any questions regarding this matter, please contact Kelly Scindian on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division), our local number is (202) 694-1130.

Sincerely,



John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

Enclosure



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

C. Dale Stuart, Jr., Treasurer  
Hutchinson for Senate  
P.O. Box 998  
Rogers, AR 72757

DEC 26 2002

Identification Number: C00319822

Reference: October Quarterly Report (7/1/02-9/30/02)

Dear Mr. Stuart:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Column B figures for the Summary and Detailed Summary Page information should equal the sum of the Column B figures on your previous report and the Column A figures on this report. Please file an amendment to your report to correct the Column B discrepancies for Line(s) 11(c) and all subsequent report(s) which may be affected by this correction. Note that Column B should reflect only the election cycle-to-date totals. (2 U.S.C. §434(b))

-Line 12 of the Detailed Summary Page discloses a transfer from a joint fundraising committee. However, the memo Schedules A supporting Line 12 are less than the amount transferred. Please note that memo Schedules A supporting a transfer from a joint fundraising committee should be greater than or equal to the amount reported on Line 12. Each participating committee shall report its share of net proceeds received from the joint fundraising committee as a transfer-in on Line 12. Each participating committee shall also file memo Schedules A itemizing its share of the gross receipts as contributions from the original donors. (11 CFR §102.17(c)(8)(B)(i)) Please amend your report to correct this discrepancy.

-Schedule A of your report discloses one or more contributions which appear to exceed the limits set forth in the Act (see attached). You should examine all of your contributions to check for additional excessive

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contributions. The Committee's procedures for processing contributions should also be reviewed.

An individual or a political committee other than a qualified multicandidate committee may not make a contribution to a candidate for federal office in excess of \$1,000 per election. A qualified multicandidate committee and all affiliated committees may not make a contribution(s) to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. §441a(a) and (f); 11 CFR §110.1(b), (e) and (k))

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained within sixty (60) days of receipt if, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

Alternatively, the funds can be retained if within sixty (60) days of receipt, the excessive amount was properly designated for a different election, by obtaining signed written authorization from the contributor(s) pursuant to 11 CFR §110.1(b)(5) or §110.2(b)(5). Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or redesignations were not met within 60 days of receipt, the excessive amount must be refunded. See CFR §103.3(b)(1).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any refund and/or any photocopies of letters reattributing or redesignating the contributions in question. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which

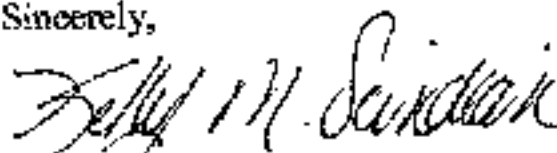
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they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR §104.8(d)(2), (3) and (4))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund or seek redesignation and/or reattribution of the excessive amount will be taken into consideration.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Senate Public Records Office within fifteen (15) days of the date of this letter. Please contact the Senate Public Records Office at (202) 224-0322 for instructions on how and where to file an amendment. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Kelly M. Seindian  
Campaign Finance Analyst  
Reports Analysis Division

**EXCESSIVE  
CONTRIBUTIONS ON  
THE 2002 OCTOBER QUARTERLY  
REPORT**

P = Primary Election  
G = General Election

CONTRIBUTOR NAME		DATE	AMOUNT	ELECTION
BRENNAN	DAVID	09/25/2002	1000	G
BRENNAN	DAVID L	05/30/2001	1000	P
BRENNAN	DAVID L	05/21/2002	500	G
DAVIS	JAMES	07/24/2002	250	G
DAVIS	JAMES	09/16/2002	500	G
DAVIS	JAMES C	04/23/2001	750	P
DAVIS	JAMES C	04/23/2001	250	G
DAVIS	JAMES C	12/11/2001	250	G
FERREN	WILLIAM	09/25/2002	1000	G
FERREN	WILLIAM L	04/23/2001	250	P
FERREN	WILLIAM L	12/20/2001	850	G
FERREN	WILLIAM L	12/13/1999	500	P
HANSON	IRENE K	03/21/2002	500	P
HANSON	IRENE K	09/05/2002	500	G
HANSON	IRENE K	09/05/2002	500	G
HANSON	IRENE K	09/03/2002	500	G
HEATHCOTT	LOUINE	06/28/2001	1000	G
HEATHCOTT	LOUINE	07/30/2002	1000	G
MURPHY	MICHAEL	09/16/2002	1000	G
MURPHY	MICHAEL W	04/24/2001	1000	P
MURPHY	MICHAEL W	05/13/2002	1000	G
NELSON	SHEFFIELD	04/24/2001	1000	G
NELSON	SHEFFIELD	06/21/2001	-750	G
NELSON	SHEFFIELD	08/16/2002	1000	G
NELSON	SHEFFIELD	12/11/1998	750	G
NELSON	SHEFFIELD	12/11/1998	750	P
NELSON	SHEFFIELD	12/11/1998	250	P
POOL	DONNA	04/24/2001	1000	P
POOL	DONNA	04/24/2001	1000	G
POOL	DONNA	09/16/2002	1000	G
RYBURN	BENNIE JR	08/28/2002	1000	G
RYBURN	BERNIE JR	05/28/2002	1000	G
WOOD	FORREST	09/16/2002	1000	G
WOOD	FORREST L	12/11/1998	1000	G
WOOD	FORREST L	10/19/1998	1000	P

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